

to repeal all laws and parts of laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,  
Austin, Texas, March 12, 1913.  
Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 420, A bill to be entitled "An Act to amend Section 3, Section 5, Section 6 and Section 9, of Chapter 38, of Special Laws of the Thirty-second Legislature, creating a special road law for Wood county, Texas, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

#### PETITIONS.

By Lieutenant Governor Mayes:

Letter addressed to the Hon. W. V. Howerton, Secretary of the Senate, signed by J. P. Tumulty, Secretary to the President, expressing the President's thanks for the Senate's telegram expressing pleasure at the appointment of Mr. Burleson and Mr. Houston as members of the Cabinet.

#### FORTY-FIFTH DAY.

Senate Chamber,  
Austin, Texas,  
Thursday, March 13, 1913.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

Absent.

McGregor.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of Tuesday, the same was dispensed with on motion of Senator Terrell.

#### INVITATION TO VISIT EL PASO.

El Paso, Texas, March 12, 1913.

To the State Senate of Texas:

The Chamber of Commerce and Henri Kelly, the Irish Mayor, of El Paso, Texas, extend an invitation to the Senate of Texas to be present at the Texas Cattle Raisers' Convention, to convene in El Paso, March 18, 19 and 20.

The key to the City of El Paso is hereby transmitted, through our State Senator, C. B. Hudspeth, to the President of the Senate, and through him to every member and employe thereof, and we want to state that it will unlock not only the gate, but the homes and hearts of every citizen of El Paso to each member and employe of said Senate during your stay in our city.

The only fear that we have in your honorable body accepting said invitation is the fact that when you once visit this giant city of the Sierra Madre, like all others who visit our city, you will become so charmed and enamoured with her genial climate and the whole-souled, genial hearts of her people, that a majority, if not all of you, will take up permanent residence in our city, and the Texas Senate will be deprived of a working quorum from and after your visit, and many good and wholesome laws may be prevented from passing on account thereof. However, we will be delighted to welcome you, and we again say that the city is yours from the time you pass the boundary line of El Paso county, and your money will be reckoned by all the banks in our city as absolutely counterfeit.

HENRI KELLY, Mayor.

The above was read and accepted.

#### EXCUSED.

On account of sickness:

Senator Weinert, for non-attendance for Monday, Tuesday and yesterday, on motion of Senator Murray.

On account of important business:

Senator Wiley, for non-attendance on

last Saturday, on motion of Senator Darwin.

### BILLS AND RESOLUTIONS.

By Senator Warren:

Senate bill No. 449, A bill to be entitled "An Act to amend Chapter 6, Article 7235, Revised Civil Statutes of the State of Texas, 1911, giving Henderson county or any political subdivision or defined district, now or hereafter created, the right to vote a general stock law."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Real:

Senate bill No. 450, A bill to be entitled "An Act to amend Sections one (1) and two (2), Chapter 128, of the General Laws of the Twenty-sixth Legislature, the same being an act providing the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in certain counties therein named, or in any subdivision of said counties (as amended by Chapter 24 of the General Laws of the Twenty-seventh Legislature, and Chapter 71 of the General Laws of the Twenty-eighth Legislature, and Chapter 23 and 94 of the General Laws of the Twenty-ninth Legislature, and Chapters 11 and 57 of the General Laws of the Thirtieth Legislature, and Chapter 69 of the General Laws of the Thirty-first Legislature), so as to include Kerr and Kendall counties within the provisions of said law, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Real:

Senate bill No. 451, A bill to be entitled "An Act to amend Section 10, Chapter 23, of the General Laws of the First Called Session of the Thirtieth Legislature, as amended by Chapter 114, Acts of Thirty-first Legislature, so as to extend the time within which and prescribe conditions upon which domestic and foreign corporations which are now in default in payment of franchise taxes and penalties may pay the same and have their right to do business revived, by extending until the first day of September, A. D. 1913, the time during which corporations embraced within the terms of said act may pay to the Secretary of State franchise taxes and penalties referred to in said act, and have their rights to do business re-

vived; and providing for forfeiture of the charters of such domestic corporations as may fail to do so, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

Morning call concluded.

(By Unanimous Consent.)

By Senators Collins and Taylor:

Senate bill No. 452, A bill to be entitled "An Act to authorize the payment of a certain sum out of the funds appropriated for the maintenance of the Confederate Home to such inmates of the Home as may desire to accept such payment, and leave the home, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Astin:

Senate bill No. 453, A bill to be entitled "An Act requiring persons handling pistols to secure a license therefor, to pay an occupation tax thereon, and to keep a record of all pistol transactions and providing penalties for violations of this act, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senator Watson:

Senate bill No. 454, A bill to be entitled "An Act to provide for the erection of a monument over the remains of Colonel Burleson, in the State Cemetery, at Austin, Texas; to make an appropriation therefor, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Bailey:

Senate bill No. 455, A bill to be entitled "An Act granting permission to Imperial Sugar Company, a corporation, incorporated under and by virtue of the laws of the State of Texas, located at Sugar Land, Fort Bend county, to bring suit in the district court of Travis county, Texas, against the State of Texas for the recovery of certain sums of money advanced for merchandise and personal property sold and delivered to the Board of Prison Commissioners of the State of Texas, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Nugent:

Senate bill No. 456, A bill to be entitled "An Act to permit B. E. Eastham to institute and prosecute a suit in the dis-

strict court of Walker county, Texas, against the State of Texas, and against the Prison Commission of the State of Texas, for damages for the breaches, if any, and the failure, if any, to perform the duties and discharge the obligations arising out of the contract made on or about the 12th day of January, A. D. 1910, between the said B. A. Eastham and J. A. Herring, as Superintendent, and A. M. Barton as Financial Agent of the Texas State Penitentiaries for the cultivation of the farm of the said B. A. Eastham in Walker county, Texas, on the share farm system with convict labor for a term of two years, commencing on January 1, A. D. 1910, and ending December 31, A. D. 1911.

Read first time and referred to Committee on State Affairs.

By Senator Hudspeth:

Senate Concurrent Resolution No. 13:

Whereas, Between the years 1840 and 1855, certain locations, by virtue of valid land certificates, were made within the boundaries of what is known as the John McMullen grant, in Medina county, Texas, and patents thereon were duly and lawfully issued to the grantees under such certificates;

Whereas, In the case of Masterson vs. Howard, in the United States District Court for the Western District of Texas in the year 1866, a default judgment was rendered wherein it was held, apparently, that the said McMullen grant passed the title in fee simple to the beneficiaries named therein, and the Commissioner of the General Land Office, acting upon such interpretation and construction of said judgment or decree, cancelled the patent theretofore issued for lands located within the boundaries of said grant;

Whereas, In case of Hodge vs. McMullen, 5th Texas, 34, the Supreme Court of this State, in the year 1849, held that the said McMullen grant did not vest title in the beneficiaries therein named, and following this decision, the patents hereinbefore mentioned were issued. And further in the year 1877, the Supreme Court of this State, in the case of Howard vs. McKenzie, 54th Texas, 177, upheld the decision of the case of Hodge vs. McMullen, and the cancellation of the patents, without the consent of the owners of the land, was held by said court to be without authority of law; therefore, be it

Resolved, by the Senate, the House concurring, That the Commissioner of the General Land Office, be and he is hereby authorized, directed and required

to respect and to treat as valid and subsisting all patents thus unlawfully cancelled, and to cause proper entries to be made upon the records of said office to show such fact and to list the location under proper numbers in the Abstract of Texas Land Title, that the lands involved may be properly assessed for taxation in said county; provided, however, this resolution shall not affect the title to any of said lands, the owners of which recognized such unlawful cancellation, and thereafter accepted the title obtained from the State under and by virtue of subsequent patents issued for said lands, and in such cases the Land Commissioner is hereby directed to respect and treat such subsequent patents as valid.

Read and referred to Committee on Public Lands and Land Office.

#### HOUSE BILL NO. 200.

The Chair laid before the Senate, on second reading,

House bill No. 200, A bill to be entitled "An Act to authorize and empower Hunt county or any political subdivision of said county, by a vote of a majority of the resident property taxpayers, qualified voters of such county or political subdivision thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Darwin.
Bailey.	Gibson.
Brelsford.	Greer.
Carter.	Hudspeth.
Collins.	Johnson.
Conner.	Lattimore.
Cowell.	McNealus.

Morrow.  
Murray.  
Paulus.  
Real.  
Taylor.  
Terrell.  
Townsend.

Warren.  
Watson.  
Weinert.  
Westbrook.  
Wiley.  
Willacy.

Absent.

Kauffman.  
McGregor.

Nugent.  
Vaughan.

The bill was read third time and passed by the following vote:

Yeas—29.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

McGregor. Vaughan.

Senator Westbrook moved to reconsider the vote by which the bill was passed, and lay that motion on the table. The motion to table prevailed.

#### HOUSE BILL NO. 444.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 444, A bill to be entitled "An Act to amend an act passed by the Thirtieth Legislature of Texas, Chapter 98, to create a more efficient road system for Brazoria county, Texas, and creating an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Kauffman, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Brelsford.
Bailey.	Carter.

Collins.  
Conner.  
Cowell.  
Darwin.  
Gibson.  
Greer.  
Hudspeth.  
Johnson.  
Kauffman.  
Lattimore.  
McNealus.  
Morrow.

Murray.  
Paulus.  
Real.  
Taylor.  
Townsend.  
Vaughan.  
Warren.  
Watson.  
Weinert.  
Westbrook.  
Wiley.  
Willacy.

Absent.

McGregor.  
Nugent.

Terrell.

The bill was read third time and was passed by the following vote:

Yeas—29.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

McGregor.

Terrell.

Senator Kauffman moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 543.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 543, A bill to be entitled "An Act to create a more efficient road system for Freestone county, Texas, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Astin, the constitutional rule requiring bills to be read on three several days was suspended

and the bill put on its third reading and final passage by the following vote:

## Yeas—25.

Astin	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Conner.	Townsend.
Cowell.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

## Absent.

Darwin.	Morrow.
Gibson.	Terrell.
McGregor.	Vaughan.

The bill was read third time and was passed by the following vote:

## Yeas—26.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

## Absent.

Darwin.	Terrell.
Gibson.	Vaughan.
McGregor.	

Senator Astin moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 593.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 593, A bill to be entitled "An Act creating the Hutchins Independent School District in Dallas county, Texas, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—26.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

## Absent.

Darwin.	Terrell.
Gibson.	Vaughan.
McGregor.	

The bill was read third time and was passed by the following vote:

## Yeas—26.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

## Absent.

Darwin.	Terrell.
Gibson.	Vaughan.
McGregor.	

Senator McNealus moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 596.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 596, A bill to be entitled

"An Act incorporating and creating the Sonora Independent School District of Sutton county, Texas, for free school purposes only, etc., and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

Darwin.	Terrell.
McGregor.	Vaughan.

The bill was read third time and was passed by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

Darwin.	Terrell.
McGregor.	Vaughan.

Senator Hudspeth moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## SENATE BILL NO. 128.

(Pending Business.)

The Chair laid before the Senate, as pending business from yesterday afternoon, Senate bill No. 128, relating to mineral development of certain public lands. (See proceedings of yesterday for caption.)

Senators Wiley and Hudspeth offered the following several amendments which were adopted, being acted on separately:

(1)

Amend the bill, page 602, Section 8, as printed in Journal, by striking out all of Section 8 after the word "land" in line 11, and insert the following: "twenty cents per acre per annum in advance during the life of the permit or lease and the first payment shall be made to the Land Commissioner for the use of the owner of the surface prior to the issuance of such permit or lease, and the lessee shall be further liable for any and all damages to the leased premises caused by his acts."

(2)

Amend the bill, Section 5, line 5, by striking out the word "ten" and insert in lieu thereof the word "five."

(3)

Amend the bill, page 602, Section 2, line 13, as printed in Journal, by striking out the words "one-tenth" and insert the words "one-eighth."

Senator Townsend offered the following amendment:

Amend the bill by adding the following at the end of Section 25: "Provided, that the provisions of this act shall not apply to any school lands heretofore sold by the State where the purchaser or purchasers of any of said lands, or their vendors, purchased 640 acres or less of said lands from the State."

Senator Hudspeth moved to table the amendment, which notion prevailed by the following vote:

Yeas—16.

Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Greer.	Watson.
Hudspeth.	Weinert.
Kauffman.	Wiley.

## Nays—6.

Astin.	McNealus.
Johnson.	Townsend.
Lattimore.	Westbrook.

## Absent.

Bailey.	Terrell.
Darwin.	Vaughan.
Gibson.	Warren.
McGregor.	Willacy.
Morrow.	

Senator Townsend offered the following amendment:

Amend the bill by adding the following at the end of Section 25: "Provided, further, that the owner of the lands which may have purchased the same from the State shall have six months priority right to lease said lands from the State after any application to lease same."

Senator Hudspeth moved to table the amendment, which motion to table was adopted by the following vote:

## Yeas—19.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Conner.	Terrell.
Cowell.	Vaughan.
Gibson.	Watson.
Hudspeth.	Weinert.
Kauffman.	Willacy.
McNealus.	

## Nays—8.

Collins.	Taylor.
Greer.	Townsend.
Johnson.	Westbrook.
Lattimore.	Wiley.

## Absent.

Darwin.	Morrow.
McGregor.	Warren.

The bill was read second time and was ordered engrossed.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—27.

Astin.	Collins.
Bailey.	Conner.
Brelsford.	Cowell.
Carter.	Gibson.

Greer.	Real.
Hudspeth.	Taylor.
Johnson.	Terrell.
Kauffman.	Townsend.
Lattimore.	Vaughan.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	Wiley.
Paulus.	

## Absent.

Darwin.	Warren.
McGregor.	Willacy.

The bill was read third time and was passed by the following vote:

## Yeas—23.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Weinert.
Kauffman.	Wiley.
McNealus.	

## Nays—4

Johnson.	Townsend.
Lattimore.	Westbrook.

## Absent.

Darwin.	Warren.
McGregor.	Willacy.

Senator Hudspeth moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 233, A bill to be entitled "An Act adding to and making a part on the Slaton Independent School District of Lubbock county certain lands and territory adjoining thereto situate in Lubbock county, and adding thereto and making a part thereof certain lands

and territory adjoining thereto situate in Lynn county all for school purposes; giving the board of trustees of said district power and jurisdiction over said lands and territories and the inhabitants thereof; requiring such board of trustees to levy, assess, collect and pay into the county treasury annually proportional part of a certain bond tax existing on part of said territory; validating the incorporation proceedings of the said independent school district."

Senate bill No. 295, A bill to be entitled "An Act to authorize and empower San Patricio county or any political subdivision or any defined district now or hereafter to be described and defined, of said county by a vote of two-thirds majority of the resident property taxpayers qualified voters of such county or political subdivision or any defined district now or hereafter to be described and defined, thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county or such political subdivision or any defined district now or hereafter to be described and defined, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, and declaring an emergency."

Senate bill No. 294, A bill to be entitled "An Act to incorporate the New Braunfels Independent School District in Comal county, Texas, for free school purposes only, the boundaries to be identical with the limits and boundaries of the city of New Braunfels; divesting the city of New Braunfels of the control of its public schools and title to school property, and vesting the same in the said New Braunfels Independent School District and its board of school trustees, providing for a board of school trustees for the control and management of the said independent school district; prescribing their rights, powers, privileges and duties of the said New Braunfels Independent School District and its board of school trustees; providing for a treasurer of school funds of the district, and declaring an emergency."

Senate bill No. 244, A bill to be entitled "An Act to amend Section 2 of a special act entitled 'An Act to authorize and permit the territory situated within the bounds of the town of Floydada in the county of Floyd, and State of Texas, and other land and territory adjacent thereto, to incorporate as an independ-

ent school district for free school purposes only, to be known as the Floydada Independent School District, formed by incorporations of towns and villages for free school purposes only,' enacted by the Twenty-ninth Legislature of the State of Texas, approved the 17th day of April, 1905, so as to include in the district thus formed additional territory, and declaring an emergency."

Senate bill No. 339, A bill to be entitled "An Act to create a more efficient road system for Tom Green county, Texas, and making county commissioners of said county ex-officio road commissioners of their respective precincts, and prescribing their powers and duties as such, and providing for their compensation; and providing for the condemning of material for the construction and maintenance of public roads; and to provide for compensation for such material used; and providing for the working of county convicts on the public roads of said county and the purchase of supplies for such convicts and rewards for the capture of escaped county convicts and for the commutation of sentence for faithful service and good behavior; and defining the powers and duties of road overseers in said county, and to provide for the summoning of hands and teams for road work and the allowance for time for services of hands and teams on said public roads; and fixing a penalty for violation of same and relieving them from the payment of such work by payment of three dollars; and providing further, making this act cumulative of the general laws now in force when not in conflict herewith, and declaring an emergency."

Senate bill No. 368, A bill to be entitled "An Act to amend Section 15a, Chapter 30, of the Special Laws of the Thirty-second Legislature, entitled 'An Act to amend Sections 7 and 8, Chapter 34, of the Special Laws of the Regular Session of the Thirtieth Legislature, entitled 'An Act to create a more efficient road system for Washington county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, etc.,' and to add to said chapter Sections 15a and 15b, conferring upon the commissioners court of said county the authority to employ a person, with a salary not to exceed one hundred dollars per month, to work under the orders of said court for the purpose of carrying out the provisions of said chapter,' and declaring an emergency."

Senate bill No. 393, A bill to be entitled



"An Act to amend Chapter 34 of the Special Laws of the Regular Session of the Thirty-second Legislature, being 'An Act to amend Chapter 80, Special Laws passed by the Regular Session of the Thirtieth Legislature of the State of Texas,' approved April 15, 1907, and declaring an emergency."

Senate bill No. 396, A bill to be entitled "An Act creating an independent school district for Wills Point, Texas, and declaring an emergency."

Senate bill No. 332, A bill to be entitled "An Act to create the South Park Independent School District, known as Common School District No. 6, in Jefferson county, Texas; to provide for the election of trustees for the raising of revenue, issuing bonds, building and maintaining public free schools, declaring valid an issue of bonds heretofore made, and declaring an emergency, and repealing all laws in conflict herewith," with amendments.

Senate bill No. 311, A bill to be entitled "An Act creating the Roaring Springs Independent School District, in Motley county, Texas, defining its boundaries, providing for the election of a board of trustees to manage and control the public free schools within said districts, investing said district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only, under the general laws, and declaring an emergency."

Senate bill No. 391, A bill to be entitled "An Act to incorporate the Seguin Independent School District in Guadalupe county, Texas, describing the boundaries, etc., and declaring an emergency."

Senate bill No. 310, A bill to be entitled "An Act to amend Section 1 of Chapter 6, of the Special Laws of the First Called Session of the Thirty-second Legislature, entitled 'An Act creating the Lakeview Independent School District in Hall County, Texas, providing for a board of trustees in said independent school district and conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of the State upon independent school districts and board of trustees thereof, and declaring an emergency,' for the purpose of correcting and better defining the boundaries thereof, and declaring an emergency."

Senate bill No. 343, A bill to be entitled "An Act to amend Section 23, Chapter 46 of the Acts of 1901, passed by the Twenty-seventh Legislature and to amend Section 23 of Chapter 94 of the Acts of 1911, passed by the Thirty-second Legis-

lature of the State of Texas, being an act entitled 'An Act to create a more efficient road system for Matagorda county,' and declaring an emergency."

Senate bill No. 341, A bill to be entitled "An Act to create a more efficient road system for Wichita county, in the State of Texas, and making county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the powers and duties of the commissioners courts of said county and fixing a penalty for the violation of this act, and to repeal all laws in conflict with this act, and declaring an emergency."

Senate bill No. 333, A bill to be entitled "An Act to authorize Nueces county to build, construct, own, lease and maintain a causeway, or combination roadway and bridge, from the mainland on the south shore of Nueces or Corpus Christi Bays to the north shore of said bays, or either of them, to connect San Patricio county, and for the said Nueces county to issue bonds of said county for same and to levy and collect a special tax of fifteen cents authorized by Article 8, Section 9, of the Constitution, on the one hundred dollars' valuation of the taxable property in said county; providing for condemnation proceedings and for the right of way, authorizing said Nueces county to lease right of easement of user of a portion of said road and bridge on terms to be prescribed by the commissioners court of said county; authorizing by vote, the levy of a tax and the issuance by said county of coupon bonds for the purpose of constructing, maintaining or operating macadamized, graveled or paved roads; adopting certain provisions of the General Laws, and declaring an emergency."

Senate bill No. 336, A bill to be entitled "An Act granting to Fannin county a more efficient road law, and empowering said county, or any defined district therein, to issue bonds in any amount not to exceed one-fourth of the assessed value of the real property of said county, or defined district, when the same shall have been authorized by a two-thirds majority of the resident property taxpayers, qualified voters of such county, or in such district, at an election held for that purpose, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled

or paved roads or turnpikes, and prescribing ways and means of conducting and supervising said work; providing for condemnation of right of way for road purposes; requiring railway companies to drain right of way and bar pits when beneficial to public roads; requiring county officers to promptly deliver convicts to road guard; providing for the working of delinquent poll taxpayers on the public roads, and declaring an emergency."

House bill No. 402, A bill to be entitled "An Act to amend Chapter 88 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-second Legislature of Texas, entitled 'An Act providing for surveys within this State for the construction and maintenance of pools, lakes, reservoirs, dams, canals and waterways, and for either or any of them, to prevent overflows, to procure drainage, and for the improvement of rivers, creeks and streams by levees or otherwise, to prevent overflows; to provide for the creation of a State Levee and Drainage Board, and the defining and prescribing of the duties and powers of said board, and providing for the payment of their expenses; authorizing and empowering said board to appoint a commissioner to be known as State Levee and Drainage Commissioner, defining his powers, and prescribing his duties, and authorizing said board to prescribe his further duties not in conflict with this act; and making an appropriation to carry out the provisions of this act; and declaring an emergency,' stating the primary object of this act, authorizing and ordering the necessary survey and other work required to design, plan or mark out upon the ground improvements such as levee districts, drainage districts, improvement districts, irrigation districts, etc., necessary to reclaim for agricultural uses the overflowed and swamp land and arid lands and other lands within this State; describing such lands as shall not be surveyed or mapped under this act; providing for base measurements, bench marks and other reference marks; making it a misdemeanor, and providing a penalty to wilfully destroy or deface any corner, line, mark; bench mark, or other object fixed or established in connection with the work herein authorized; prohibiting the use of any money herein appropriated for the actual construction of the said improvements; creating a State reclamation board, and defining its powers; placing all said work under general supervision of said board; em-

powering said board to determine at what points said survey shall be made; authorizing said board to make proper division and allotment of money herein appropriated; authorizing said board to publish results of said surveys; empowering said board to approve agreements for co-operation with other branches of the Federal, State, county and city government; providing for the selection of a State Engineer, and prescribing his powers and duties; authorizing the said engineer to employ necessary assistants and incur and authorize other necessary expenses; to formulate and enforce reasonable rules governing the conduct of his official duties; empowering him to confer with other branches of the Federal, State, county and city governments to obtain assistance and solicit co-operation; defining his duties, authorizing said engineer to give technical advice to communities or districts, and prohibiting his acceptance of extra compensation therefor; instructing him to maintain a suitable office within the State Capitol; providing further that all improvement districts, drainage districts, levee districts and irrigation districts shall immediately, prior to the approval of their bonds by the Attorney General, as authorized by law, file with the said State Reclamation Board a complete record showing all the steps in their legal organization, and showing the boundaries, area, water rights, amount of water to be used for irrigation purposes, and amount of bonds to be issued, to be given upon forms furnished by the said board, together with the plans of improvements, maps, profiles, the estimates and the engineer's report of said district; and providing further that improvement districts, drainage districts, levee districts and irrigation districts organized under the provisions of this law authorizing the organization and conducting such improvement districts, drainage districts, levee districts or irrigation districts, which take advantage of the information furnished by the hydrographic and topographic surveys provided for in this act, shall, when such improvement district, drainage district, levee district or irrigation district is organized, and issues bonds, pay to the State Reclamation Board such sum as the said board may direct, provided, that said board shall not require the district in question to reimburse the State in a greater amount than the pro rata cost of making the survey as certified to the board by said engineer; and, providing further, that all funds reimbursed to the State in this manner shall

be placed in the State Treasury to the credit of the said board to be used again for the purpose of further carrying out the provisions of this act; providing further that such improvement districts, levee districts, drainage districts or irrigation districts are authorized to issue bonds in amounts equal to that charged by the said board for the cost of making the said survey with which to reimburse the State; providing for the payment of a salary and expenses of said engineer; reappropriating all of the unexpended balance in the appropriation made by Chapter 88 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-second Legislature; and providing for an additional appropriation; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senate bill No. 413, A bill to be entitled "An Act to amend House bill No. 743, Chapter 104, of an act passed by the Thirtieth Legislature of the State of Texas, entitled an act to incorporate the city of Texarkana, Texas, as a city of the first class, as a city of 10,000 and over of inhabitants, to grant to the said city a special charter, and to repeal all laws in conflict herewith, as amended by Senate bill No. 63, of the Thirtieth Legislature of the State of Texas, by amending Section 45, 108, 144, 145, 160, 187, 201, 213, 218, 219, 220, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 260, 280, 288 and 289, and declaring an emergency."

House bill No. 407, A bill to be entitled "An Act creating an independent school district in the counties of Freestone and Navarro, State of Texas, to be known as the Streetman Independent School District; providing for the election of a board of trustees therefor, said district and the trustees thereof to have all the rights, powers, duties and privileges granted and imposed under the General Laws of the State to incorporations for free school purposes only, and the trustees thereof, and especially those powers, duties, privileges and rights mentioned in Chapters 16 and 18, Title 48, of the Revised Civil Statutes of 1911, and of Chapter 100, of the General Laws of the Thirty-second Legislature, and declaring an emergency," with engrossed rider.

House bill No. 372, A bill to be entitled "An Act to create a more efficient road system for Goliad county, Texas, and making the commissioners court of said county ex-officio road commissioners in their respective precincts, and providing

for, and fixing their compensation as such road commissioners; providing for the appointment of road overseers, and defining their duties; providing penalties for the violation of this act; giving persons subject to road duty in Goliad county, and persons summoned to work on the public roads of said county the right to be relieved from the discharge of such duty on the payment of specified sums of money herein stipulated, and providing for the accounting of and disposition to be made of the money so paid; providing that delinquent poll tax payers shall be subject to three days' extra road duty; requiring the tax collector of Goliad county to furnish the commissioners court a list of all persons who fail to pay their poll tax; and providing that this act shall control in Goliad county in all cases wherein it differs from or is in conflict with the General Laws on roads, making this act cumulative, and declaring an emergency."

House bill No. 408, A bill to be entitled "An Act defining and enlarging the powers of corporations organized under Chapter 67 of the General Laws of the Twenty-sixth Legislature of the State of Texas, approved May 15, 1899, and declaring an emergency."

House bill No. 168, A bill to be entitled "An Act to regulate assignments, mortgages, powers of attorney to collect, and other transfers of salary and wages; prescribing the requisites of a valid assignment, mortgage, power of attorney to collect, or other transfer of salary or wages; providing that every assignment, mortgage, power of attorney to collect, or other transfer of salary or wages not strictly in compliance with such requisites shall be void; prescribing additional requisites in case of assignments, mortgages, powers of attorney to collect or other transfers of the salary or wages of married men; defining the word 'void,' when used therein: declaring that no statements or conduct shall, in case of married men, operate to estop them from denying, on the ground of their coverture, the validity of any assignment, mortgage, power of attorney to collect or other transfer of wages or salary not in compliance therewith; limiting the time during which an assignment, mortgage, power of attorney to collect or other transfer of future salary or wages may be made to operate; prescribing a period of limitation to suits based on assignments, mortgages, powers of attorney to collect or other transfers of salary or wages which it shall not be necessary to plead specially as a

defense; declaring that should any section be declared invalid, the others shall not be affected thereby; and declaring an emergency."

House bill No. 633, A bill to be entitled "An Act providing for a special road law for the counties of Sabine and Newton, creating the office of superintendent of public roads and bridges, defining his powers and duties, providing for proper penalties for violation of provisions of this act, and declaring an emergency."

House bill No. 317, A bill to be entitled "An Act defining certain classes of indemnity contracts, prescribing regulations therefor, fixing a license fee, setting forth a penalty for violations of this act, and prescribing terms under which the Commissioner of Insurance may reject any application made hereunder, or may revoke same after it has been granted."

House bill No. 113, A bill to be entitled "An Act to authorize the St. Louis Southwestern Railway Company of Texas to purchase, own and operate as a part of its line the railroad of the Eastern Texas Railroad Company and to authorize said railroad company to sell its railroad, together with all the franchises and property incident or appertaining thereto; and to authorize the Eastern Texas Railroad Company to sell its railroad, together with all the franchises and property incident or appertaining thereto, to the said St. Louis Southwestern Railway Company of Texas, and to authorize the latter company after such purchase of said railroad, to operate the same under its charter as part of its own line, and to extend the lines of road so purchased and to construct branches thereof by amendment to its charter under the General Laws of the State of Texas; and until such purchase is made, to authorize the St. Louis Southwestern Railway Company of Texas to purchase and own the capital stock of the Eastern Texas Railroad Company; and to regulate the reports and operations of of said railroad and property after the purchase thereof; and to authorize each of said railway companies to execute all necessary contracts, agreements and conveyances to accomplish said purchase and sale, and declaring an emergency."

House bill No. 386, A bill to be entitled "An Act to amend Article 7235 of the Revised Civil Statutes of Texas of 1911, relating to the prevention of horses and other animals running at large so as to

include among the counties in which the law operates, the county of Cameron."

House bill No. 385, A bill to be entitled "An Act to amend Article 7305 of the Revised Civil Statutes of Texas of 1911 relating to the inspection of hides and animals so as to include among the counties exempted from the provisions of Articles 7256 to 7304, inclusive, the counties of Cameron and Starr."

House bill No. 382, A bill to be entitled "An Act to create in the Department of Agriculture a division known as the marketing bureau, providing for the appointment of an officer in charge of same, to be designated the chief of the marketing bureau of the Texas Department of Agriculture, and specifying his compensation, defining his duties, and declaring an emergency."

House bill No. 698, A bill to be entitled "An Act to create a more efficient road system for Franklin county, Texas, and declaring an emergency."

House bill No. 762, A bill to be entitled "An Act to create a special and more efficient road system for Collin county, and declaring an emergency."

House bill No. 725, A bill to be entitled "An Act to authorize, empower and permit Aransas county, upon a vote of two-thirds majority of the resident property taxpayers, voting thereon, who are qualified electors of said county, to issue bonds, or otherwise lend its credit in any amount, not to exceed one-fourth of the assessed valuation of the real property of said Aransas county and to levy and collect taxes to pay the interest on said bonds and to provide a sinking fund for the redemption thereof, for the purpose of laying out, opening, constructing and maintaining a public road and highway or causeway across the waters of Aransas Bay, between Lamar Peninsula and Live Oak Peninsula in said county, so as to connect the public road system of said county north of Copano Bay with the public road system of said county on Live Oak Peninsula, and declaring an emergency."

House bill No. 722, A bill to be entitled "An Act to create a more efficient road system for Madison county, Texas, and declaring an emergency."

House bill No. 746, A bill to be entitled "An Act to authorize and empower Bowie county, or any portion of said county, by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county, or portion thereof, voting thereon, to issue bonds to any amount not exceeding one-fourth of the assessed value-

tion of the real property of such county or of such portion of such county, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of laying out, constructing, maintaining and operating macadamized, gravel or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, and declaring an emergency."

House bill No. 774, A bill to be entitled "An Act to amend Section 1 of Chapter 49 of the Acts of the Twenty-seventh Legislature, creating a more efficient road system for Fayette, Uvalde and Frio counties as amended by the Thirty-third Legislature by House bill No. 188, which became a law February 25, 1913, so as to apply to Dimmit county."

House bill No. 819, A bill to be entitled "An Act to amend Section 2, Chapter 78, of the General Laws of the Regular Session of the Thirtieth Legislature relating to the taking of fish as amended by Chapter 49 of the General Laws of the Regular Session of the Thirty-first Legislature. The purpose of the amendment being to strike from the list of counties exempted by the provisions of said Section 2, Wood county, and declaring an emergency."

House bill No. 702, A bill to be entitled "An Act to amend Section 2, Chapter 49, page 45, of the General Laws passed at the Regular Session of the Thirty-first Legislature, and amended by the Thirty-second Legislature, Section 2, Chapter 113, page 323, Regular Session, relating to the taking of fish, the purpose of the amendment being to exempt Franklin county from the operation of this act, and declaring an emergency."

House bill No. 703, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas in its application and operation in the county of Refugio, and providing that the commissioner of each precinct in said Refugio county shall be road commissioner of his respective precinct, and providing that each commissioner shall receive compensation, as road commissioner, in such sum as may be fixed by the commissioners court of Refugio county, not to exceed ninety dollars per quarter, and declaring an emergency."

House bill No. 711, A bill to be entitled "An Act to amend Section 6 of an act passed by the Twenty-seventh Legislature, as amended by the Twenty-eighth Legislature, as amended by the Thir-

tieth Legislature, as amended by the Thirty-first Legislature, as amended by the Thirty-second Legislature, creating a special road system for Coryell county, and declaring an emergency."

House bill No. 739, A bill to be entitled "An Act to authorize and empower Falls county, or any political subdivision of said county, by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision thereof, voting thereon, to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county, or of such political subdivision of such county, and to levy and collect taxes to pay the interest on such bonds, and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, and declaring an emergency."

House bill No. 37, A bill to be entitled "An Act to provide an adequate system of laws relating to irrigation, and declaring the unappropriated waters of the State the property of the State; authorizing their appropriation, storage and diversion for beneficial uses; creating a board of water control and prescribing its powers, duties and compensation; defining water rights and prescribing the method of acquiring, perfecting and preserving same; requiring application to be made to the State irrigation engineer for permits to construct irrigation works and prescribing the method thereof; limiting the right to the waters of the State to beneficial uses, and declaring forfeiture for abandonment of use; prescribing standards for the measurement of water; providing a method for the adjudication of water rights by the board of water control; authorizing appeals from the decisions of the State irrigation engineer and of the board of water control and regulating the manner thereof; prescribing the method of serving notices on claimants and appropriators of water and declaring the effects of failure to observe the same; authorizing the issuance of certificates of water right and the recording thereof; fixing certain fees; creating the office of water commissioner and prescribing the privileges, duties and compensation thereof; authorizing the appointment of special assistant engineers and prescribing their powers, duties and compensation; divid-

ing the State into water divisions and water districts; prescribing the method for determining and recording titles to irrigation works, and establishing the period of limitation to quiet titles thereto; providing for the exclusion of fish from irrigation canals; regulating partnership ditches; conferring the right of eminent domain in aid of construction of irrigation works; prohibiting the seeding of Johnson grass or Russian thistle on irrigation canals; prescribing penalties for violation of the provisions of this act; requiring the capping of flowing artesian wells; authorizing the chartering of corporations to construct and operate irrigation works; authorizing contracts for the supply and delivery of water, and creating liens to secure payment thereof; authorizing the acquisition of lands by irrigation companies, and requiring the alienation thereof; repealing all laws in conflict herewith, and declaring an emergency."

House bill No. 621, A bill to be entitled "An Act to amend Chapter 38, of the Special Laws passed by the Twenty-eighth Legislature creating a more efficient road system for Limestone county, Texas, and making county commissioners of said county ex-officio road supervisors and prescribing their duties as such and requiring of them a bond for the faithful performance of their duties; providing for their compensation as road supervisors and requiring reports to be made by them; providing for the working, laying out and creating new roads, and the employing of men and purchase of material for such purposes, and fully regulating the road system of Limestone county, and defining the powers and duties of the commissioners court and the road supervisors in regard to the roads; abolishing road overseers and conferring the duties on the road supervisors, and providing penalties for violating the provisions of this law, and declaring an emergency."

House bill No. 697, A bill to be entitled "An Act amending Sections 15, 16, 17, of the Acts of the Twenty-fourth Legislature, creating a special road law for DeWitt county, fixing the compensation and manner of payment of salaries of county judge and commissioners court, making this law cumulative of the general laws of the State, and declaring an emergency."

House bill No. 668, A bill to be entitled "An Act to create a special game law for Smith county, Texas; prohibiting the killing of wild duck, quail and

squirrels under certain limitations; providing penalties for violating the provisions of this act; fixing the time when this act shall take effect, and repealing all laws and parts of laws in conflict herewith."

House bill No. 65, A bill to be entitled "An Act to provide for the establishment, maintenance and government of a State Normal School to be located in the city of Waco, in McLennan county, or within one-half mile of the corporation limits of said city, and to be known and designated as the Central Texas Normal School."

House bill No. 47, A bill to be entitled "An Act to provide for the printing, binding, publication and sale of the reports of the decisions of the Supreme Court, Court of Criminal Appeals and Courts of Civil Appeals of the State of Texas."

House bill No. 151, A bill to be entitled "An Act to amend Articles 2440 and 2442 of Chapter 2 of the Revised Civil Statutes of the State of Texas of 1911, relating to county depositories, providing that a banking corporation, association or individual banker may bid for the handling of the ordinary funds of a county without bidding for the handling of any special funds that may arise from the sale of any special issue of bonds voted by the county or any political subdivision or defined district of the county, except school district bonds issued for building purposes, and directing the commissioners court of any county in which such bonds may be issued how to handle the funds arising therefrom."

House bill No. 28, A bill to be entitled "An Act to amend Article 4893, Title 71, Chapter 9, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-second Legislature, 1911, and declaring an emergency."

House bill No. 609, A bill to be entitled "An Act to amend Section 10, of an act to provide a special road law for Denton county, Texas, to empower the commissioners' court of said county with special authority to act as road commissioners for said county, with power to purchase teams and tools for said work, to summon any one subject to road duty; also providing for penalty for failure to work; also providing for working upon public roads those who have not paid poll tax, with penalty for failure to work; also providing for amount that may be paid by each taxpayer in lieu of work; also compensation for commissioners when engaged in this duty; and declaring an emergency."

House bill No. 319, A bill to be entitled "An Act to authorize the Houston and Texas Central Railroad Company to purchase, own and operate the railroad of the Hearne and Brazos Valley Railroad Company, with the franchises and other property thereunto appertaining, and to authorize the Houston and Texas Central Railroad Company to issue additional mortgage bonds to the amount of the value of the railroad franchises and appurtenances so purchased as fixed, or as the same may be fixed, by the Railroad Commission of Texas, and to regulate the reports of the operations of such properties."

House bill No. 576, A bill to be entitled "An Act to exempt the counties of Stonewall, Kent, Scurry and Fisher from the provisions and operations of Articles 7256 to 7305, inclusive, of Chapter 7, Title 124, of the Revised Civil Statutes of 1911, relating to the inspection of hides and animals, and repealing all laws in conflict therewith, and declaring an emergency."

House bill No. 594, A bill to be entitled "An Act to create a more efficient road system for Tom Green county, Texas, and declaring an emergency."

House bill No. 2. A bill to be entitled "An Act to amend Article 2894 of Chapter 18, Title 48, of the Revised Civil Statutes of 1911, relating to public education so as to provide that any city or town having voted a tax in addition to the pro rata of the available school fund received from the State may prescribe such other studies as the board of school trustees may deem proper, and the board of school trustees of any independent or common school district shall admit all persons to the benefits of public schools who are over seven and not over twenty-one (21) years of age at the beginning of the scholastic year."

House bill No. 564, A bill to be entitled "An Act to authorize and empower Zavala county, or any political subdivision or other defined district of said county, by a vote of two-thirds majority of the resident property taxpayers voting thereon who are qualified electors of such county or political subdivision or defined district of the county to issue bonds or otherwise lend its credit in any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or defined district thereof, and to levy and collect taxes to pay the interest on said bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized,

gravelled, paved and clayed, sand or sanded clay roads or in aid thereof; to construct bridges, creating road districts making them bodies corporate, creating the office of road superintendent, and prescribing ways and means of conducting and supervising said work, and declaring an emergency."

House bill No. 11, A bill to be entitled "An Act to amend Chapter 126 of the Acts of the Regular Session of the Twenty-eighth Legislature, entitled 'An Act to provide for the protection of honey bees against foul brood and other contagious diseases, and providing that all beekeepers report to the State Entomologist when infectious diseases exist; providing for collecting the expense of eradicating the disease and fixing the charges upon the owner or agent of the bees; providing for the extermination of all contagious diseases; and providing penalties for the violation of any of the provisions of this act and declaring an emergency.'"

House bill No. 650, A bill to be entitled "An Act to create a more efficient road system for Rockwall county, Texas, and declaring an emergency."

House bill No. 667, A bill to be entitled "An Act to create a special fish law for Smith county, Texas; exempting said county from certain provisions of the general fish and game laws of Texas; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

House bill No. 143, A bill to be entitled "An Act to amend Section 1, Chapter 94, of the Acts of the Regular Session of the Twenty-first Legislature, approved April 16, 1889, entitled 'An Act to validate certain surveys which for any reason might be deemed invalid, and to authorize the Commissioner of the General Land Office to issue patents therefor;' said proposed amendment being to provide for the issuance of patents in cases, otherwise valid in all respects, where certified copies of certificates have been taken out and valid relocations made thereunder, as well as where such certificates have not been taken out, as is provided under the present law, and declaring an emergency."

House bill No. 398, A bill to be entitled "An Act to authorize the Texas & New Orleans Railroad Company to purchase, own and operate the railroad of the Burr's Ferry, Browndell & Chester Railway Company, with the franchises and other properties thereunto appertaining; and to authorize the said Burr's Ferry, Browndell & Chester Railway Company to sell the same; and to authorize the

Texas & New Orleans Railroad Company to issue additional mortgage bonds to the amount of the value of the railroad, franchises and appurtenances so purchased as fixed, or as the same may be fixed, by the Railroad Commission of Texas; and to regulate the reports of the operations of such properties."

House bill No. 592, A bill to be entitled "An Act to create a more efficient road system for Travis county, Texas, and declaring an emergency."

Senate Concurrent Resolution No. 12, granting request for return of Senate bill No. 18 from the Executive Office.

House Concurrent Resolution No. 18, adopting joint rules of both Houses of the Thirty-second Legislature as the joint rules of the Thirty-third Legislature.

House grants request for a Free Conference Committee on Senate bill No. 6, and appointed the following committee on the part of the House: Bagby, Hill, Greenwood, Wagstaff and Crisp.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

#### HOUSE BILLS ON FIRST READING.

The Chair, Lieutenant Governor Mayes, referred, after their captions had been read, the following House bills:

House bill No. 576, referred to Committee on Stock and Stock Raising.

House bill No. 621, referred to Committee on Roads, Bridges and Ferries.

House bill No. 697, referred to Committee on Roads, Bridges and Ferries.

House bill No. 688, referred to Judiciary Committee No. 2.

House bill No. 65, referred to Committee on Educational Affairs.

House bill No. 47, referred to Committee on Public Printing.

House bill No. 151, referred to Committee on Insurance, Statistics and History.

House bill No. 28, referred to Committee on Insurance, Statistics and History.

House bill No. 609, referred to Committee on Roads, Bridges and Ferries.

House bill No. 319, referred to Committee on Internal Improvements.

House bill No. 37, referred to Committee on Mining and Irrigation.

House bill No. 143, referred to Committee on Public Lands and Land Office.

House bill No. 592, referred to Committee on Roads, Bridges and Ferries.

House bill No. 398, referred to Committee on Internal Improvements.

House bill No. 762, referred to Committee on Roads, Bridges and Ferries.

House bill No. 725, referred to Committee on Roads, Bridges and Ferries.

House bill No. 667, referred to Judiciary Committee No. 2.

House bill No. 722, referred to Committee on Roads, Bridges and Ferries.

House bill No. 819, referred to Judiciary Committee No. 2.

House bill No. 711, referred to Committee on Roads, Bridges and Ferries.

House bill No. 372, referred to Committee on Roads, Bridges and Ferries.

House bill No. 386, referred to Committee on Stock and Stock Raising.

House bill No. 385, referred to Committee on Stock and Stock Raising.

House bill No. 382, referred to Committee on Agricultural Affairs.

House bill No. 698, referred to Committee on Roads, Bridges and Ferries.

House bill No. 317, referred to Committee on Insurance, Statistics and History.

House bill No. 113, referred to Committee on Internal Improvements.

House bill No. 633, referred to Committee on Roads, Bridges and Ferries.

House bill No. 402, referred to Committee on Mining and Irrigation.

House bill No. 408, referred to Committee on Commerce and Manufactures.

House bill No. 168, referred to Judiciary Committee No. 1.

House bill No. 739, referred to Committee on Roads, Bridges and Ferries.

House bill No. 650, referred to Committee on Roads, Bridges and Ferries.

House bill No. 746, referred to Committee on Roads, Bridges and Ferries.

House bill No. 774, referred to Committee on Roads, Bridges and Ferries.

House bill No. 702, referred to Judiciary Committee No. 2.

House bill No. 703, referred to Committee on Roads, Bridges and Ferries.

House bill No. 11, referred to Committee on Agricultural Affairs.

House bill No. 407, referred to Committee on Educational Affairs.

House bill No. 564, referred to Committee on Roads, Bridges and Ferries.

House bill No. 2, referred to Committee on Educational Affairs.

House bill No. 594, referred to Committee on Roads, Bridges and Ferries.

House Concurrent Resolution No. 18, referred to Committee on Rules.



SENATE CONCURRENT RESOLUTION  
NO. 10.

(By Unanimous Consent.)

The Chair laid before the Senate, Senate Concurrent Resolution No. 10, Resolution making retroactive the indeterminate sentence law and creating a committee to visit the penitentiary, to investigate as to what convicts may take advantage of such law; and appropriating \$3,000 to carry resolution into effect.

The resolution was read and Senator Murray offered the following amendment, which was read and adopted:

Amend the resolution by striking out the words "practically a perfect" and insert the word "good."

The resolution, as amended, was read second time and ordered engrossed.

SENATE BILL NO. 332, HOUSE  
AMENDMENTS CONCURRED IN.

Senator Collins called up Senate bill No. 332, creating an independent school district in Jefferson county, and moved that the Senate concur in the following House amendments:

Amend by striking out Section 5 and inserting the following:

Section 5. All moneys due from any source to said Common School District No. 6 are hereby vested in said South Park Independent School District and all custodians thereof shall be governed accordingly; and said South Park Independent School District shall succeed to all the property rights, and assets of every character, of said Common School District No. 6, and shall be liable for all debts and claims now existing against Common School District No. 6, provided, nevertheless, that the suit of Common School District No. 7, of Jefferson county, Texas, against said Common School District No. 6, now pending in the District Court of Jefferson County, Texas, shall not abate but may be continued against Common School District No. 6, and any judgment or orders rendered or obtained in such suit shall be as valid and binding against the South Park Independent School District as if rendered against it as a nominal defendant.

Amend by striking out Section 4 and inserting the following:

Section 4. And whereas by an election duly held in and for said School District No. 6, in Jefferson county, Texas, on February 7, 1907, said district issued

bonds to the amount of twenty-three thousand (\$23,000) dollars, which said bonds have been sold; and, whereas, by an election duly held in and for said School District No. 6, said district voted a maintenance tax; therefore, said elections and the issue and sale of said bonds and the levy of said maintenance tax are hereby in all things ratified, confirmed and validated.

Amend the caption so that the same shall read as follows:

A bill to be entitled "An Act to create the South Park Independent School District, known as Common School District No. 6, in Jefferson county, Texas; to provide for the election of trustees for the raising of revenue, issuing bonds, building and maintaining public free schools, declaring valid an issue of bonds heretofore made and maintenance tax heretofore voted, declaring that said district shall be liable for all debts and claims existing against said Common School District No. 6, repealing all laws in conflict herewith, and declaring an emergency."

The amendments were read and the motion to concur prevailed by the following vote:

Yeas—28.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.

Absent.

McGregor.	Willacy.
Warren.	

Senator Collins moved to reconsider the vote by which the amendments were concurred in, and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 5.

Senator McNealus called up House bill No. 5 from the President's table, subject to call, on second reading,

House bill No. 5, A bill to be entitled "An Act to authorize the commissioners court of any county in this State to levy and collect a tax not to exceed 5 cents on each \$100 of assessed valuation of the county for one year for the purchase and improvement of lands for county parks, and providing the manner of acquiring lands for park purposes, including the right to condemn lands for such purpose, and providing for the management and control of said county parks."

The bill was read and Senator McNealus offered the following amendments, which were adopted and acted on separately:

(1)

Amend the bill by striking out all of Section 2, and renumbering the succeeding sections accordingly.

(2)

Amend the bill, page 2, line 21, by striking out the words, "less than twenty-four, nor."

(3)

Amend the caption by adding at the end thereof the words: "And declaring an emergency."

(4)

Amend the bill by adding the following section:

Section 7. The fact that there is now no law on this subject creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and this act take effect and be in force from and after its passage; and it is so enacted.

Senator Cowell offered the following amendment:

Amend the bill by striking out all of Section 1 after the word "election" in line 29.

On motion of Senator McNealus the amendment was tabled.

The bill was read second time and passed to a third reading.

On motion of Senator McNealus the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Carter.
Bailey.	Collins.
Brelsford.	Conner.

Cowell.  
Darwin.  
Gibson.  
Greer.  
Hudspeth.  
Kauffman.  
Lattimore.  
McNealus.  
Morrow.  
Murray.

Nugent.  
Paulus.  
Terrell.  
Townsend.  
Vaughan.  
Watson.  
Weinert.  
Westbrook.  
Wiley.  
Willacy.

Absent.

Johnson.  
McGregor.  
Real.

Taylor.  
Warren.

The bill was read third time and passed by the following vote:

Yeas—26.

Astin.  
Bailey.  
Brelsford.  
Carter.  
Collins.  
Conner.  
Cowell.  
Darwin.  
Gibson.  
Greer.  
Hudspeth.  
Kauffman.  
Lattimore.

McNealus.  
Morrow.  
Murray.  
Nugent.  
Paulus.  
Terrell.  
Townsend.  
Vaughan.  
Watson.  
Weinert.  
Westbrook.  
Wiley.  
Willacy.

Absent.

Johnson.  
McGregor.  
Real.

Taylor.  
Warren.

Senator McNealus moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 309.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 309, A bill to be entitled "An Act to exempt from taxation the buildings and other property owned and operated by the Young Men's Christian Associations where such property is used exclusively for furthering the interests of religious work and not for profit, and where such associations are operated with the approval and cooperation of the State and International

Young Men's Christian Association Committees and the Young Women's Christian Association Committees, and in accord with the provisions and purposes of the association in furthering religious work."

The bill was read third time and passed.

Senator Brelsford moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### FREE CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 6.

Senator Murray offered the following:

Austin, Texas, March 12, 1913.

To the Hon. Will H. Mayes, Lieutenant Governor and President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives, Austin, Texas.

Gentlemen: We, the undersigned persons who were selected as Free Conference Committee to consider,

Senate bill No. 6, A bill to be entitled "An Act granting to the Cuero Light and Power Company now owning and maintaining a dam across the Guadalupe river near Cuero, Texas, being a corporation duly incorporated under the laws of the State of Texas, having its domicile in the city of Cuero, in DeWitt county, Texas, and having there established its principal offices and place of business, power, privilege and authority to maintain its dam already in existence and to erect, build, construct, maintain and operate two additional dams across the Guadalupe river in DeWitt county, Texas, one at any point on said river above what is known as Heard's bridge, a public highway of DeWitt county, Texas, across said river, and between said Heard's bridge and what is known as the Clinton bridge across said river in DeWitt county, Texas, also being a public highway bridge, and the other dam to be erected at some point within one mile below or above what is known as the Rochheim bridge across said Guadalupe river in DeWitt county, Texas, the same being a public highway bridge across said river, and in connection with each of said dams to erect reservoirs, lakes, locks, abutments, buildings and machinery; and to grant to said Cuero Light and Power Company the privileges and right to use all of the land and water and riparian rights, and all rights of every character of the State of Texas in, to and adjacent to

said Guadalupe river between the points above mentioned and at the location of the dam now owned by them, including especially such rights in its bed, channel, banks, waters, falls, powers and current; granting to and conferring upon said corporation the power, authority and privilege to dam and overflow the water of said Guadalupe river and its tributaries at the points above mentioned and up said stream from said points of said dam as far as the back water or reservoirs of said dams would extend; and in any manner to deepen, lower, drain and excavate the channel, bed and banks of said Guadalupe river from said dams across said Guadalupe river as far back as any back water or reservoir will extend; and to back the water in said Guadalupe river and its tributaries up the said river above mentioned to any height, and declaring an emergency."

Have had same under consideration and we beg to recommend that the Senate recede from its original bill and accept the House substitute bill with the following amendments:

Amend the caption of the substitute bill by adding between the words "prescribed" and "and" in line 7, the following: "and providing priority of interest in leasing, and also providing means of adjusting damages for the destruction of dams or property now owned by certain persons."

Amend the bill in Section 2, by adding at the end of Section 2, the following: "And any person, firm or corporation now owning land or having acquired property for the purpose of building a dam or dams under this act, shall have priority over others in making such lease or leases; and in the event lease or leases shall be made to some person, firm or corporation other than one having a dam or dams or having acquired property for the purpose of constructing a dam or dams across said river in said county, then the person, firm or corporation so leasing said water rights and bed of said stream shall, under the condition of such lease or leases, be required by the Governor, Attorney General and Commissioner of the General Land Office, or any two of them, to compensate the owner of said dam or dams now constructed, or property now acquired in such amount, and upon such terms as may be fixed by the Governor, Attorney General and Commissioner of the General Land Office, and if lease or leases are made to others than the owners of said property above described, then the fact of leasing will require

party leasing to submit to the arbitration herein provided.

MURRAY.  
BAILEY.  
WATSON.  
REAL.  
HUDSPETH.

On the part of the Senate.

GREENWOOD.  
WAGSTAFF.  
BAGBY.  
CRISP.  
HILL.

On the part of the House.

The above report was read and, on motion of Senator Murray, adopted by the following vote:

Yeas—29.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

McGregor. Warren.

RECESS.

On motion of Senator Bailey, the Senate, at 12:45 o'clock p. m., recessed until 3 o'clock today.

AFTER RECESS.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Mayes.

#### FREE CONFERENCE COMMITTEE REPORT WITHDRAWN.

Senator Taylor moved to withdraw the report of the Free Conference Committee on Senate bill No. 31, and refer it to the same committee, the report having been made at the morning ses-

sion and laid on the table subject to call.

The motion prevailed.

Note—By authority of the Chair, the report is eliminated from the Journal.

#### HOUSE BILL NO. 171.

The Chair laid before the Senate, on third reading and regular order,

House bill No. 171, A bill to be entitled "An Act making it unlawful for any person to throw or deposit any glass bottle, glass, nails, tacks, hoops, wire, cans or any other substance in a public road likely to injure any person, animal, automobile or vehicle."

The bill was read third time and was passed.

Senator Morrow moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### SECOND HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Free Conference Committee substitute for House bill No. 22, by the following vote: Yeas, 74; nays, 43.

Also grants request of Senate for a Free Conference Committee on Senate bill No. 268, and the following members on the part of the House have been appointed: Humphrey, Bagby, Kennedy, Ross and Coffey.

Also House adopts report of Free Conference Committee on Senate bill No. 6 by the following vote: Yeas, 96; nays, 6.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

#### HOUSE BILL NO. 350.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 350, A bill to be entitled "An Act to amend Section 4 of Chapter 110 of the General Laws of the State of Texas, passed by the Thirty-second Legislature at its regular ses-

sion, said Chapter 110, entitled 'An Act to prohibit the taking, catching, killing or destroying any fish in the fresh water streams, lakes, bayous, ponds or pools within this State by means of dynamite, giant powder or other explosives, or by means of poisoning, liming, muddying, draining or by the use of traps, nets, seines, except minnow seines, for catching bait, or by any other means except the ordinary hook and line and trot line; prescribing penalties for its violation, exempting certain counties from the provisions of Section 3 of this act, repealing Section 75 of the General Laws of the Regular Session of the Thirtieth Legislature, and Chapter 49 of the General Laws of the Thirty-first Legislature, and all other laws in conflict with the same, and declaring an emergency,' by taking Fayette county and Travis county out of the exemption included in said Section 4, and declaring an emergency."

The bill was read, and Senator Darwin offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 6, by adding after the word "Fannin" the following: "Delta, Travis, Franklin, Hopkins and Fayette."

Senator Westbrook offered the following amendment, which was read and adopted:

Amend the caption, page 1, line 28, by striking out all up to the word "the" and inserting in lieu thereof the words "Hunt county, and of the exemption and putting Franklin county in."

Senator Conner offered the following amendment, which was read and adopted:

Amend caption of bill on page 1, line 29, after the figure "4" by inserting the following: "Placing Brown county under exemption, permitting the catching of fish by net and seines for their own use from the first day of June to the first day of October in each year."

Senator Conner offered the following amendment, which was read and adopted:

Amend the bill on page 3, line 12, by adding after the word "of" the word "Brown."

Senator Morrow offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 7, by striking out the word "Hill" and by adding the word "Hill" after the word "Upshur" in line 13, page 3.

Pending discussion, on motion of Sen-

ator Darwin, the bill was laid on the table subject to call.

#### HOUSE BILL NO. 180.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 180, A bill to be entitled "An Act to authorize railway and other transportation companies generating power and having a surplus, to sell same."

The committee report with (committee) amendments was adopted.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, as amended by the committee report as follows: By striking out the amendment of the committee on page 2 of printed bill, and insert the following:

"Provided further, that the governing bodies of such incorporated towns and cities to which or the inhabitants of which such surplus power is offered, sold or contracted; and the commissioners courts of counties in which such power may be offered, sold or contracted to persons, firms, or corporations in such counties, and situated outside of any incorporated town or city, shall have the right to regulate the charges for such power so offered, sold or contracted."

Senator Murray offered the following amendment, which was read and adopted:

Amend the bill by adding at the end of line 25, the following: "Provided the Railroad Commission for good cause may cancel any such contracts so made as provided herein."

The bill was passed to a third reading.

Senator Lattimore moved to reconsider the vote by which the bill was passed to a third reading.

The motion prevailed.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 1, line 15, by adding to the caption the following words: "And declaring an emergency."

The bill was read second time and was passed to a third reading.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—23.

Astin.	McNealus.
Bailey.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Watson.
Greer.	Weinert.
Johnson.	Westbrook.
Kauffman.	Willacy.
Lattimore.	

## Nays—2.

McGregor.	Townsend.
-----------	-----------

## Absent.

Brelsford.	Vaughan.
Hudspeth.	Warren.
Paulus.	Wiley.

The bill was read third time and was passed by the following vote:

## Yeas—20.

Astin.	McNealus.
Bailey.	Morrow.
Carter.	Nugent.
Collins.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Willacy.

## Nays—6.

Conner.	Murray.
Greer.	Townsend.
McGregor.	Watson.

## Absent.

Brelsford.	Warren.
Hudspeth.	Wiley.
Vaughan.	

Senator Lattimore moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 30.

The Chair laid before the Senate, on second reading,

House bill No. 30, A bill to be entitled "An Act requiring any person or persons, firm or corporation entering into a formal contract with this State or its coun-

ties, or subdivisions thereof, or any municipality therein, for the constructing of any public building or public work, to execute bonds with sureties, with obligation that contractors shall pay laborers and those furnishing materials for such buildings and public works; providing that any person, company or corporation furnishing labor or materials and not having been paid, shall have right to intervene and be made a party to action with the State for adjudication; providing affidavits that labor and materials have been supplied; providing the time of beginning suit and manner of proceeding; providing that surety on said bond may pay into court the amount of the sureties' liability for distribution among creditors; and providing that notice of pending suits shall be given to all creditors."

The bill was read, and Senator Lattimore offered the following amendment:

Amend the bill, page 3, at the end of line 13, striking out the period after the word "recovery" and inserting a semicolon, followed by the words "subject to the provision in Section 1 of this act, giving to the State or municipality the right of priority in the proceeds of such judgment," also amend bill in line 14, page 3, by striking out the word "surety" and inserting in lieu thereof the word "sureties."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 3, Section 5, line 21, by striking out "such personal" and by striking out all of said section after the word "suits" in line 21, down to and including the words "notice of" in line 24, and inserting in lieu thereof the words "shall be made by," and by striking out in line 27 the words "thirty days before the time limited therefor" and inserting in lieu thereof the following: "one week before the trial of such case."

Senator Morrow offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 18, by adding after the word "intervenors" the following: "The bond provided for may be made by a security company authorized to do business in Texas."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend bill by adding Section 6 on page 3 to read as follows:

"Sec. 6. The fact of the near approach of the end of the session and the great number of bills on the cal-

endar creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be and same is hereby suspended, and this act shall take effect from and after the date of its passage, and it is so enacted."

Senator Collins offered the following amendment, which was read and adopted:

Amend the bill as follows: After the last word in the caption strike out the period and insert the comma, and then add the following: "and declaring an emergency."

The bill was read second time and was passed to a third reading.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Watson.
Kauffman.	Westbrook.
Lattimore.	Willacy.
McNealus.	

Absent.

Brelsford.	Vaughan.
Hudspeth.	Warren.
Johnson.	Weinert.
McGregor.	Wiley.

The bill was read third time and was passed by the following vote:

Yeas—23.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Watson.
Kauffman.	Westbrook.
Lattimore.	Willacy.
McNealus.	

Absent.

Brelsford.	Hudspeth.
------------	-----------

Johnson.	Warren.
McGregor.	Weinert.
Vaughan.	Wiley.

Senator Lattimore moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 350.

Senator Darwin called up from the President's table House bill No. 350.

(See former proceedings of today for caption.)

Senator Darwin offered the following amendments separately, which were read and adopted:

(1)

Amend the caption by striking out the word "this" at the end of line 23 and by striking out the word "act" at beginning of line 24 and inserting in lieu thereof the following: "Chapter 110 of the General Laws of the State of Texas, passed by the Thirty-second Legislature at its regular session."

(2)

Amend the bill, page 2, line 4, by striking out the words "this act" and inserting in lieu thereof the following: "Chapter 110 of the General Laws of the State of Texas, passed by the Thirty-second Legislature at its regular session."

The bill was read second time and was passed to a third reading.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	McNealus.
Bailey.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Kauffman.	Watson.
Lattimore.	Westbrook.
McGregor.	Willacy.

## Absent.

Brelsford.	Warren.
Hudspeth.	Weinert.
Johnson.	Wiley.
Vaughan.	

The bill was read third time and was passed by the following vote:

## Yeas—25.

Astin.	McNealus.
Bailey.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Willacy.
McGregor.	

## Absent.

Brelsford.	Warren.
Hudspeth.	Weinert.
Vaughan.	Wiley.

Senator Darwin moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 355.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 355, A bill to be entitled "An Act authorizing the establishment of county hospitals and dispensaries, providing for elections for bond issues and the issuance of bonds for the cost of erection of same, and providing revenue for maintaining and managing same, and declaring an emergency."

The committee report, with (committee) amendments, and that the bill be not printed, was adopted.

Senator Lattimore offered the following amendments, separately, which were adopted:

## (1)

Amend the bill, as amended by the committee report, by striking out the first period in said amendment, and inserting a comma, and add to said paragraph the following: "subject to the provisions of this act," and by striking out the second paragraph of said committee report from the word "injury"

down to the word "hospital" and by striking out the word "five" in line 9 of Section 1 of the report and inserting the word "ten."

## (2)

Amend the bill wherever same provides for election upon petition of 5 per cent, etc., by striking out the word "five" and inserting the word "ten."

## (3)

Amend House bill No. 355 by striking out all the last paragraph of Section 15, being all of said section from and including the words "upon failure of the commissioners court of any county" et seq. down to and including the remainder of said section.

## (4)

Amend the bill, page 11, by striking out all of the paragraph of Section 14 from and after the word "hospital" in line 19, down to and including the word "therein" in line 19.

The bill was read second time and was passed to a third reading.

On motion of Senator McGregor, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—25.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Willacy.
McNealus.	

## Present—Not Voting.

Johnson.

## Absent.

Brelsford.	Warren.
Hudspeth.	Wiley.
Vaughan.	

The bill was read third time and was passed by the following vote:

## Yeas—24.

Astin.	Collins.
Bailey.	Conner.
Carter.	Cowell.



Darwin.	Paulus.
Gibson.	Real.
Greer.	Taylor.
Lattimore.	Terrell.
McGregor.	Townsend.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	Willacy.

Present—Not Voting.

Johnson.	Kauffman.
----------	-----------

Absent.

Brelsford.	Warren.
Hudspeth.	Wiley.
Vaughan.	

Senator McGregor moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 366.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 366, A bill to be entitled "An Act requiring the State Health Department to disseminate information concerning the cause, nature and extent of communicable disease and requiring the display throughout the State of a public health exhibit in a railway car; permitting railways to furnish free cars for this purpose and free transportation to persons engaged in the work; permitting the giving and receiving of contributions to the work and making an appropriation for the expenses of the same, and declaring an emergency."

Pending discussion, Senator Willacy moved that further consideration of the bill be postponed until next Wednesday.

The motion prevailed.

#### EXECUTIVE MESSAGES.

Governor's Office,  
Austin, Texas, March 13, 1913.  
To the State Senate.

In compliance with Senate Concurrent Resolution No. 12, I return herewith Senate bill No. 18.

Respectfully submitted,  
O. B. COLQUITT,  
Governor of Texas.

Governor's Office,  
Austin, Texas, March 13, 1913.

To the Senate and House of Representatives.

I respectfully request members of the Senate and House of Representatives who have lists of persons whom they desire to recommend for appointment as notaries public for counties in their districts, to have these lists clearly written out and send them to the Governor's office not later than Tuesday morning, March 18.

As soon after that date as possible to get them in good shape, nominations for notaries public for the various counties in the State will be transmitted to the Senate for confirmation.

Respectfully submitted,  
O. B. COLQUITT,  
Governor of Texas.

#### HOUSE BILL NO. 376.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 376, A bill to be entitled "An Act to provide for the establishment and maintenance of a State Training School and Home for the Feeble Minded of Texas, to locate same, and to provide for its control and management, and for a board of advisors to determine conditions of admission to said training school and home, and to make appropriations for its establishment and maintenance, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Senator Cowell offered the following amendment, which was read and adopted:

Amend Section 3, page 2, of House bill No. 376 by inserting in line 9, after the word "report" the following:

"And until such time as a State Board of Control is established, the said Board of Advisors hereby created shall constitute the Board of Control for this training school as herein provided, and shall have the powers and duties conferred hereinbefore to both the Board of Control and the Board of Advisors."

Senator Carter offered the following amendment, which was read and adopted:

Amend the bill by adding after the word "school" at end of Section 1, line 21, the following:

"Provided that said farm lands be donated to the State free of charge, and

unless said lands can be secured in the vicinity of Austin, then the State Board of Control is hereby authorized to locate said training school near the vicinity of any city or town in the State that will make such donation to the State for such purpose."

Senator Morrow offered the following amendment, which was read and adopted:

Amend the bill, page 3, Section 6, by adding after the word "person" in line 2, the following: "or said feeble minded person from its own estate."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend bill Section 3, where same names as a member of the Board of Advisors the Superintendent of the Austin State Hospital, by striking out the words "Austin State Hospital," and inserting in lieu thereof the following: "State Lunatic Asylum."

Pending discussion, the bill was laid on the table subject to call.

#### HOUSE BILL NO. 626.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 626, A bill to be entitled "An Act to authorize and permit the territory situated within the bounds of the town of Floydada, in the county of Floyd and State of Texas, and other land and territory adjacent thereto, to incorporate as an independent school district for free school purposes only, etc., and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted. The bill was read second time and ordered engrossed.

On motion of Senator Lattimore the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Lattimore.
Bailey.	McGregor.
Carter.	McNealus.
Collins.	Morrow.
Conner.	Murray.
Cowell.	Nugent.
Darwin.	Paulus.
Gibson.	Real.
Greer.	Taylor.
Johnson.	Terrell.
Kauffman.	Townsend.

Watson.  
Weinert.

Westbrook.  
Willacy.

Absent.

Brelsford.  
Hudspeth.  
Vaughan.

Warren.  
Wiley.

The bill was read third time and passed by the following vote:

Yeas—26.

Astin.  
Bailey.  
Carter.  
Collins.  
Conner.  
Cowell.  
Darwin.  
Gibson.  
Greer.  
Johnson.  
Kauffman.  
Lattimore.  
McGregor.

McNealus.  
Morrow.  
Murray.  
Nugent.  
Paulus.  
Real.  
Taylor.  
Terrell.  
Townsend.  
Watson.  
Weinert.  
Westbrook.  
Willacy.

Absent.

Brelsford.  
Hudspeth.  
Vaughan.

Warren.  
Wiley.

Senator Lattimore moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 46.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 46, A bill to be entitled "An Act authorizing the commissioners court to pay ex-officio salaries to county attorneys, and declaring an emergency."

The bill was read and Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, Section 1, by striking out the words "not otherwise provided for in the Revised Civil," and inserting in lieu thereof the following: "For which no fees are now provided by the."

Senator Darwin offered the following amendment, which was read and adopted:

"Amend the bill, page 1, line 25, by adding after the word "year," the following: "Provided this shall not apply to counties where the county attorney."

The bill was read second time and passed to a third reading.

On motion of Senator McGregor, the constitutional rule requiring bills to be

read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

Absent.

Brelsford.	Warren.
Gibson.	

The bill was read third time and passed by the following vote:

Yeas—28.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

Absent.

Brelsford.	Warren.
Gibson.	

Senator McGregor moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 21.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading and regular order,

House bill No. 21, A bill to be entitled "An Act to reorganize the Twenty-eighth Judicial District of the State of Texas, and to create the Seventy-fourth Judicial District in the State of Texas, to fix the time of holding the courts in each of

said districts; to provide for the appointment of a district judge for the Seventy-fourth Judicial District, and a district attorney for the Twenty-eighth Judicial District, and to make all process heretofore issued, as well as bonds and recognizances heretofore entered into conform thereto; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read and Senator Willacy offered the following amendment, which was read and adopted:

Amend the printed bill by striking out all of Sections 1, 2, 3 and 4, and insert in lieu thereof the following:

Section 1. The Twenty-eighth Judicial District of the State of Texas shall be composed of the counties of Brooks, Nueces, Duval, Kleberg and Jim Wells, and the terms of the district court shall be held therein in each year as follows:

In the county of Nueces on the first Monday in February, and may continue in session eight weeks; on the 16th Monday after the first Monday in February and may continue in session eight weeks; and on the first Monday in October and may continue in session eight weeks.

In the county of Brooks on the eighth Monday after the first Monday in February and may continue in session two weeks, and on the eighth Monday after the first Monday in October and may continue in session two weeks.

In the county of Duval on the tenth Monday after the first Monday in February and may continue in session two weeks, and on the tenth Monday after the first Monday in October and may continue in session two weeks.

In the county of Jim Wells on the twelfth Monday after the first Monday in February and may continue in session two weeks, and on the twelfth Monday after the first Monday in October, and may continue in session two weeks.

In the county of Kleberg on the fourteenth Monday after the first Monday in February and may continue in session two weeks, and on the fourteenth Monday after the first Monday in October, and may continue in session two weeks.

That all process, writs and bonds issued or executed prior to the taking effect of this act, and returnable to the terms of said court as heretofore fixed by law in the several counties composing the said districts, are hereby made returnable to the terms of said court in the said several counties as fixed by this act; and all process heretofore returnable, as well as all bonds and recog-

nizances heretofore entered into, in any of said courts, shall be as valid and binding as if no change had been made by this act in the time of holding said terms of court.

Sec. 2. The Seventy-fourth Judicial District of Texas is hereby created, and shall be composed of the counties of Hidalgo, Cameron, Starr and Willacy, and the terms of the district court shall be held therein each year as follows:

In the county of Starr, on the first Monday in February and the first Monday in October, and may continue in session two weeks.

In the county of Hidalgo, on the second Monday after the first Monday in February, and may continue in session five weeks, and on the second Monday after the first Monday in October, and may continue in session three weeks.

In the county of Cameron, on the seventh Monday after the first Monday in February, and may continue in session for six weeks, on the fifteenth Monday after the first Monday in February, and may continue in session four weeks, and on the fifth Monday after the first Monday in October, and may continue in session six weeks.

In the county of Willacy, on the first Monday in January, and may continue in session one week, and on the thirteenth Monday after the first Monday in February, and may continue in session one week.

That all process, writs and bonds issued, served or executed prior to the taking effect of this act and returnable to the terms of said court in each of said counties, as heretofore fixed by law, are hereby made returnable to the terms of said court in the several counties composing said judicial district; and all process heretofore returnable, as well as all bonds and recognizances heretofore entered into in any of said counties, shall be as valid and binding as if no change had been made by this act in the times of holding of said terms of court.

Sec. 3. The present district judge of the Twenty-eighth Judicial District, as the same exists, being a resident of the Twenty-eighth Judicial District as reorganized under the provisions of this act, shall hold his office until the time for which he has been elected shall expire and his successor is duly elected and qualified.

Sec. 4. The Governor, immediately upon the taking effect of this act, shall appoint a suitable person as district

judge of the Seventy-fourth Judicial District, and a suitable person as district attorney for the Twenty-eighth Judicial District and of the Seventy-fourth Judicial District, respectively, each of whom shall hold his office until the next general election and his successor is duly elected and qualified.

Amend the printed bill by inserting after the word "district," line 21, the following: "And a district attorney for the Seventy-fourth Judicial District."

The bill was read second time and was passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

Brelsford.	Vaughan.
McGregor.	Warren.

The bill was read third time and was passed by the following vote:

Yeas—28.

Astin.	McGregor.
Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Wiley.
Lattimore.	Willacy.

Nays—1.

Westbrook.

Absent.

Real.

Warren.

Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 652.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 652, A bill to be entitled "An Act to create the Sandia Independent School District, in Jim Wells county, Texas, out of the territory known as Sandia Independent School District, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

#### Yeas—29.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McGregor.	

Absent.

Real. Warren.

The bill was read third time and was passed by the following vote:

#### Yeas—29.

Astin.	Kauffman.
Bailey.	Lattimore.
Brelsford.	McGregor.
Carter.	McNealus.
Collins.	Morrow.
Conner.	Murray.
Cowell.	Nugent.
Darwin.	Paulus.
Gibson.	Taylor.
Greer.	Terrell.
Hudspeth.	Townsend.
Johnson.	Vaughan.

Watson.  
Weinert.  
Westbrook.

Wiley.  
Willacy.

Absent.

Real.

Warren.

Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 653.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 653, A bill to be entitled "An Act to create the Bentonville Independent School District, out of a part of the Agua Dulce Independent School District, in Jim Wells county, Texas, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

#### Yeas—29.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McGregor.	

Absent.

Real.

Warren.

The bill was read third time and was passed by the following vote:

#### Yeas—29.

Astin.	Cowell.
Bailey.	Darwin.
Brelsford.	Gibson.
Carter.	Greer.
Collins.	Hudspeth.
Conner.	Johnson.

Kauffman.	Terrell.
Lattimore.	Townsend.
McGregor.	Vaughan.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	Wiley.
Paulus.	Willacy.
Taylor.	

Absent.

Real.

Warren.

Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### HOUSE CONCURRENT RESOLUTION NO. 6.

The Chair laid before the Senate,

House Concurrent Resolution No. 6, Granting Hon. W. W. Beall, judge of the Thirty-second Judicial District, a leave of absence from the State.

The resolution was read and adopted.

#### HOUSE CONCURRENT RESOLUTION NO. 17.

The Chair laid before the Senate,

House Concurrent Resolution No. 17, relating to a complete sanitation of the Capitol Building, providing for a joint committee to make certain inspection, etc.

The resolution was read and adopted.

In accordance with the provisions of the resolution, the Chair appointed the following as the committee on part of the Senate: Senators Willacy, Warren and Conner.

#### HOUSE BILL NO. 215.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 215, A bill to be entitled "An Act granting unto the municipal authorities of the city of Austin, Texas, the right to establish, operate and maintain a public municipal auditorium upon the tract of land bounded on the north by Fifth street, on the south by Fourth street, on the east by Guadalupe street, and on the west by San Antonio street, in the city of Austin; and changing the designation upon the map of the city of Austin of said tract from Public Square to Public Municipal Auditorium."

On motion of Senator McGregor, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

#### HOUSE BILL NO. 144.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 144, A bill to be entitled "An Act to amend Title 85, Revised Civil Statutes of Texas, 1911, relating to the Library and Historical Commission, by amending Article 5601 and by adding Articles 5607b, 5607c and 5609b."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend caption of bill by striking out the small letter "b" after the figures "5607" and inserting the letter "a" and by striking out the letter "c" after the second figures "5607" and inserting the letter "b," and by striking out the letter "b" after the figures "5609," and inserting the letter "a."

Also amend bill after the figure, Sec. 2, at the end of Section 1, by striking out "5607b" and inserting in lieu thereof "Article 5607a." Also amend bill by inserting the word "Article" after the words and figures "Sec. 3." Also amend the bill after the words and figures "Sec. 4" the word "Article," and by striking out the letter "b" after the figures "5609" in Sec. 4 and inserting in lieu thereof the letter "a."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, Sec. 1, so that said Sec. 1 shall read as follows:

"Sec. 1. That from and after the passage of this Act, Article 5601, Chapter 1, Title 5 of the Revised Civil Statutes of 1911 be amended, and that Articles 5607a, 5607b and Article 5609a be added to said chapter so that same shall hereafter read as follows."

The bill was read second time and passed to a third reading.

#### HOUSE BILL NO. 149.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 149, A bill to be entitled "An Act to amend Article 1954, Chapter 12, Title 37, and Articles 1970, 1971, 1972, 1973 and 1974 of Chapter 12, Title 37, and Article 2061 of Chapter 19, Title 37, of the Revised Civil Statutes of the State of Texas, 1911, relating to charges and instructions to the jury and prescribing the time when a charge of the court and special charges may be read to the jury, the requirements of such charges and the manner and necessity of excepting to such charges, and to repeal all laws and parts of laws in conflict therewith."

#### ADJOURNMENT.

Senator Watson, at 6:35 o'clock p. m. moved that the Senate adjourn until 10 o'clock Saturday morning.

Senator Carter moved, as a substitute, that the Senate recess until 8 o'clock to-night.

Action recurred on the longest time first, and the motion to adjourn until Saturday was adopted by the following vote:

#### Yeas—17.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Gibson.	Watson.
Hudspeth.	Weinert.
Kauffman.	Willacy.
McNealus.	

#### Nays—9.

Carter.	Townsend.
Collins.	Vaughan.
Darwin.	Westbrook.
Johnson.	Wiley.
Lattimore.	

#### Present—Not Voting.

Paulus.

#### Absent.

Greer.	Morrow.
McGregor.	Warren.

#### APPENDIX.

#### BILLS AND RESOLUTIONS SIGNED.

The Chair, Lieutenant Governor Mayes, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

Senate bill No. 95, "An Act to provide that purchasers of free school land in

certain counties may transfer same in one-sixteenth of a section tracts or multiples thereof, and declaring an emergency."

Senate bill No. 159, "An Act to amend Section 116, of Chapter 96, Acts of Regular Session of the Thirty-second Legislature, being 'An Act to amend Sections 114, 115, 116, 117, 118, 119, 120 and 121, of Chapter 124, of the Acts of the Twenty-ninth Legislature, as amended by Chapter 7 of the Second Called Session of the Thirty-first Legislature, and repealing Sections 105, 106, 107, 108, 109, 110, 125 and 126, of Chapter 124, of the Acts of the Twenty-ninth Legislature, and Chapters 68 and 149, of the Acts of the Thirtieth Legislature, relating to teachers' certificates, and declaring an emergency,' so as to permit the issuance of State first grade certificates to persons who have done certain required work in the standard junior colleges of Texas."

Senate bill No. 54, "An Act providing for the regulation and control of hospitals maintained or established or conducted by means of funds derived from deductions from the wages of or collections from the employes of railway companies or receivers thereof, providing that the collectors or possessors of such funds and property in which such funds have been invested shall be trustees thereof for the benefit of such employes, and providing for the selection of the members of the boards for the management of such hospitals, and for the powers of such boards, for the free transportation of sick and injured employes to and from such hospitals, and fixing penalties for violation, and providing for the collection of such penalties, and providing an emergency."

Senate bill No. 98, "An Act to amend Articles 1070, 1071, 1072, 1073, 1074, 1075 and 1076, of Title 22, of Chapter 15, of the Revised Statutes of Texas of 1911, and to add to said chapter Article 1076a, all of said articles relating to and regulating the adoption of the commission form of government by cities and towns and towns and villages, and declaring an emergency."

Senate bill No. 360, "An Act to create a more efficient road system for McLennan county, Texas."

Senate bill No. 7, "An Act authorizing the incorporation of mutual hail insurance companies, regulating the business of such companies, providing for the investment of reserve fund, requiring annual reports and fixing the fees to be

paid by such companies, and declaring an emergency."

Senate bill No. 232, "An Act authorizing the formation of corporations for the purpose of constructing, building, acquiring, owning, operating and maintaining toll roads in the State of Texas, prescribing the prerequisites to and manner of incorporation, prohibiting the constructing, building, operating, acquiring, owning or maintaining of toll roads by any corporation except one chartered under the laws of Texas; repealing all laws or parts of laws in conflict with this act, and declaring an emergency."

#### BILLS PRINTED IN FULL.

The following bills are printed here by order of committee report:

By Senators Vaughan and Townsend:

Senate bill No. 416, A bill to be entitled "An Act to authorize the Railroad Commission of Texas to make inquiry into the expenditures of railways for salaries of officials and otherwise, and to make such orders as may be necessary to secure economy in the expenses of operating railways in Texas, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the Railroad Commission of Texas be and is hereby authorized and required to conduct such investigation as may be necessary for the purpose of carrying out the powers conferred by this act.

Sec. 2. That said Railroad Commission is authorized and required to make such orders as may be necessary to secure economy in the expenses of operating the railways in Texas, and such commission may limit the salaries which railway corporations may pay, or agree to pay, for the performance of any service, and such orders as may be necessary to prevent the dissipation of the earnings of railway corporations by unnecessary or extravagant expenditures to those performing no services or unnecessary services.

Sec. 3. That the fact that the expenditures of railways in operation are at last borne by the people, and there is no law to prevent extravagant and unnecessary expenses in operation, and the crowded condition of the calendar creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this

act take effect and be in force from and after its passage.

By Senators Lattimore and Conner:

Senate bill No. 434, A bill to be entitled "An Act to authorize railways to acquire, either by purchase or lease, and to own, maintain and operate, or cause to be operated, demonstration and experimental farms, orchards and gardens, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. Any railway corporation in the State of Texas is hereby authorized to acquire, either by lease or purchase, and to own, maintain and operate, or cause to be operated, demonstration and experimental farms, orchards and gardens, no single farm, orchard or garden to exceed 1000 acres in size and not more than four farms for any railroad corporation, for the purpose of aiding in the development of the agricultural and horticultural resources of the State.

Sec. 2. The fact that there is no statute providing for railways to acquire by lease or purchase and to own, maintain and operate, or cause to be operated, demonstration and experimental farms, orchards and gardens, and the fact that the public would be benefited by their being permitted to do so, creates an emergency and imperative public necessity, requiring that the constitutional rule which requires that bills be read on three several days in each house be suspended, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

By Senator Kauffman:

Senate bill No. 432, A bill to be entitled "An Act to amend Chapter 68 of the Thirty-second Legislature, and to provide that sand taken for the raising of the grade on Galveston Island shall be exempt from the provisions of Chapter 68, and providing an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Chapter 68, Acts of the Thirty-second Legislature be amended by adding thereto the following:

Sec. 11. Provided, however, that there may be taken and appropriated from beneath the waters of Galveston Bay, sand for filling and raising the grade of Galveston Island without making payment therefor to the Game, Fish and Oyster Commission or to the State of Texas.



Sec. 12. The fact that portions of Galveston Island require raising for the protection of the harbor at the port of Galveston and to protect the channel through such harbor, creates an emergency and an imperative public necessity exists that the customary rule requiring bills to be read on three separate days in each house be suspended and this bill be placed on the third reading and final passage and take effect from and after its passage.

#### FLOOR REPORTS.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Public Printing, to whom was referred,

House bill No. 47, A bill to be entitled "An Act to provide for the printing, binding, publication and sale of the Reports of the Decisions of the Supreme Court, Court of Criminal Appeals, and Courts of Civil Appeals of the State of Texas,"

Have had the same under consideration, and hereby report the same back to the Senate with the recommendation that it do pass, and be printed in the Journal.

McNealus, Chairman; Terrell, Taylor, Cowell, Johnson.

(Following is the bill in full.)

House bill No. 47, A bill to be entitled "An Act to provide for the printing, binding, publication and sale of the Reports of the Decisions of the Supreme Court, Court of Criminal Appeals, and Courts of Civil Appeals of the State of Texas."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the Board of Public Printing is hereby authorized, and it is made its duty, for the purpose of the publication of the Reports of the Appellate Courts of the State of Texas, to cause to be printed and bound the decisions of the Supreme Court, Court of Criminal Appeals, and the Courts of Civil Appeals of the State of Texas, in the form, size and manner as now provided by law, and for this purpose to invite bids, not confined to residents of this State, upon proposals advertised by said board, for such time

and manner as may be fixed by said board, and to award the contract for such printing and binding to the lowest responsible bidder, and the said board shall have the right to reject any and all bids.

Sec. 2. The said board is hereby given full power and discretion to fix all the conditions, provisions and details of such contract concerning the printing, binding, publication and sale of such Reports, and to demand such security from the contractor as will secure the performance of such contract and the interest of the State of Texas, provided that such contract shall be for a term of six years. Said contract may also provide for the printing and binding of delayed manuscripts of said Reports; and said board may also provide, from time to time, by separate contracts, under similar conditions, for the reprint of said Reports, or former volumes of said Reports; and to facilitate the prompt printing and binding of said Reports in the future, the clerks of said courts shall provide the reporters of said courts with manifold copies of their opinions as the several courts rendering the same shall direct to be published, duly certified, together with the record of the cases, as soon as said opinions become final.

Sec. 3. The maximum price of said Reports furnished by the contractor to the legal profession and the public of the State shall not exceed two dollars per volume, and the maximum price paid by the State for such volume shall not exceed four dollars per volume, and the number of volumes to be delivered to the State shall not exceed two hundred and fifty of each volume of said Reports for the use of the State; and said contract shall also provide that the contractor shall keep on hand a sufficient number of volumes of said Reports, or make such arrangements as to enable the legal profession and the public in this State to obtain from such contractor such Reports at the price fixed in such contract. Said board shall also determine whether electrotypes or stereotype plates of said Reports are to be made, and to regulate the use thereof, but the ownership of said plates, together with the copyright of such Reports, shall remain in the State of Texas.

Sec. 4. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 594, A bill to be entitled "An Act to create a more efficient road system for Tom Green county, Texas, and declaring an emergency."

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 372, A bill to be entitled "An Act to create a more efficient road system for Goliad county, Texas, and declaring an emergency,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 592, A bill to be entitled "An Act to create a more efficient road system for Travis county, Texas, and making the county commissioners of said county road commissioners and prescribing their duties as such and providing for their compensation as county commissioners and for the performance of all their duties and annual salaries payable monthly; providing for the holding of a monthly regular session of said court, and fixing and requiring each county commissioner to enter into bond in the sum of three thousand dollars, etc., etc., and declaring an emergency."

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 650, A bill to be entitled "An Act to create a more efficient road system for Rockwall county, Texas, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 564, A bill to be entitled "An Act to authorize and empower Zavala county or any political subdivision or other defined district of said county, by a vote of two-thirds majority of the resident property taxpayers voting thereon who are qualified electors of such county or political subdivision or defined district of the county to issue bonds or otherwise lend its credit in any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or defined district thereof, and to levy and collect taxes to pay the interest on said bonds and to provide a sinking fund for the exemption thereof, for the purpose of constructing, maintaining and operating macadamized, gravelled, paved and clayed sand or sanded clay roads or in aid thereof; to construct bridges, creating road districts, making them bodies corporate; creating the office of road superintendent and prescribing ways and means of conducting and supervising said work, and declaring an emergency."

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads,

Bridges and Ferries, to whom was referred

House bill No. 633, A bill to be entitled "An Act providing for a special road law for the counties of Newton and Sabine, creating the office of superintendent of public roads and bridges, defining his powers and duties, providing for proper penalties for violation of provisions of this act, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 609, A bill to be entitled "An Act to amend Sections 9 and 10 of 'An Act to provide a special road law for Denton county, Texas; to empower the commissioners court of said county with special authority to act as road commissioner for said county with power to purchase teams and tools for said work, to summon any one subject to road duty; also providing for penalty for failure to work; also providing for working upon public roads those who have not paid poll tax, with a penalty for failure to work; also providing for amount that may be paid by each taxpayer in lieu of work; also compensation for commissioners when engaged in this duty, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 621, A bill to be entitled "An Act to amend Chapter 38, of the Special Laws passed by the Twenty-eighth Legislature creating a more efficient road system for Limestone county, Texas, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same

back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Taylor.

#### COMMITTEE REPORTS.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 448, A bill to be entitled "An Act to provide for the better protection of the fish and oyster industries,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 453, A bill to be entitled "An Act requiring persons handling pistols to secure a license therefor, to pay an occupation tax thereon, and to keep a record of all transactions, and providing penalties for violations of this act, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

Amend by striking out the figures "\$10.00" in line 4 of Section 1 and insert in lieu thereof, the figures "\$25.00."

Amend Section 4 at the end of the first paragraph by inserting a new paragraph as follows:

"All merchants or dealers in goods, wares and merchandise in this State, who may buy or barter for pistols, shall keep a record of all pistols so bought or bartered for, which record shall show the number of the pistol bought, the name of the person from whom purchased and his postoffice address."

CONNER, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Public Buildings and Grounds, to whom was referred

House bill No. 215, A bill to be entitled "An Act granting unto the municipal authorities of the city of Austin, Texas, the right to establish, operate and maintain a public municipal auditorium upon the tract of land bounded on the north by Fifth street, on the south by Fourth street, on the east by Guadalupe street, on the west by San Antonio street, in the city of Austin, and changing the designation upon the map of the city of Austin of said tract from Public Square to Public Municipal Auditorium,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

DARWIN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Internal Improvements, to whom was referred

House bill No. 319, A bill to be entitled "An Act to authorize the Houston & Texas Central Railroad Company to purchase, own and operate the railroad of the Hearne & Brazos Valley Railroad Company, with the franchises and other property thereunto appertaining and to authorize the Houston & Texas Central Railroad Company to issue additional mortgage bonds to the amount of the value of the railroad franchises and appurtenances so purchased as fixed, or as the same may be fixed, by the Railroad Commission of Texas, and to regulate the reports of the operations of such properties,"

Have had the same under consideration and beg to report it back to the Senate with the recommendation that it do pass with the following amendments:

Insert an additional section therein after Section 6, page 4, line 27, as follows:

Sec. 7. In the event the said Houston & Texas Central Railroad Company acquired the properties and franchises of the Hearne & Brazos Valley Railroad Company under the terms of this act, then said Houston & Texas Central Railroad Company shall be, and it is hereby required to render to its shippers and patrons between Hearne and Stone City, Texas, the same character of service or better service than that now rendered by the Hearne & Brazos Valley Railroad Company, the same to include at least two local trains each way

daily, one in the morning and one in the afternoon. It shall be the duty of the Railroad Commission of Texas to require compliance with the terms of this section, and if such railroad company shall wilfully violate any order, rule or regulation of the Railroad Commission of Texas requiring compliance with the terms of this section, it shall forfeit and pay to the State of Texas a penalty not exceeding one hundred (\$100.00) dollars per day for each such violation and each day such violations shall continue shall constitute a separate offense; such penalties to be recovered at the suit of the Attorney General on behalf of the State of Texas, at the order of the Railroad Commission of Texas in any court in Travis, Robertson or Brazos counties having jurisdiction of the subject matter.

The Railroad Commission of Texas shall have the power, upon application therefor by any interested party or parties, or upon its own motion, upon public hearing, due and legal notice whereof shall be given as now provided by law, or by the rules of said commission to modify or abrogate the provisions of this section relative to such service when in judgment of said commission the public good so demands; provided, however, that said service shall be continued for not less than ten years from the date that the Houston & Texas Central Railroad Company accepts the provisions of this act, and acquires the properties of said Hearne & Brazos Valley Railroad.

Provided further that failure to comply with the provisions of this section or any part thereof as to continuance or character of service or operation of said local trains as provided for in this section, shall not operate as a forfeiture of any right conferred under this act.

Amend the caption of the bill by adding thereto the following:

"Providing for service to be rendered by the Houston & Texas Central Railroad Company between Hearne and Stone City, and declaring an emergency."

Amend numbers of Section 7 and 8 so that they shall read respectively "Section 8" and "Section 9."

Amend the bill as follows:

In line 19, page 3, strike out the word "not," before the word "be," and strike out the word "personally" after the word "be" in said line.

KAUFFMAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Finance Committee, to whom was referred

Senate bill No. 359, A bill to be entitled "An Act creating a Child Welfare Commission to collect, compile, study, preserve and disseminate information concerning the welfare of the children of this State and to make recommendations for the conservation of child life and for the betterment of the condition of the children of Texas, and making an appropriation, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WILLACY, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 22, To amend Section 7, of Article 11, of the Constitution of the State of Texas, authorizing counties bordering on the Gulf of Mexico to build seawalls, by adding Section 7a, so as to authorize such counties to build seawalls and designate seawall reclamation districts for the protection of life and property from storm overflow, and to build or condemn land for seawall and reclamation districts, the county to have State's title to the roads and bay shore line to low tide within the district, and the right to issue district bonds for acquiring and developing the district and building the seawall, and when district is developed as townsite to sell such portions of the land as not reserved for public use by the county,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

VAUGHAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 317, A bill to be entitled "An Act to amend Article 1133 of the Code of Criminal Procedure by adding a proviso thereto,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 337, A bill to be entitled "An Act conferring certain powers upon the commissioners courts of the counties of this State and authorizing said courts, under such regulations as they may prescribe, to appropriate and use any sum or sums of money not exceeding two thousand (\$2,000) dollars per year for farmers' co-operative demonstration work in their respective counties along the same lines as this work is or may be conducted by the United States Department of Agriculture, and prescribing that they may conduct such work jointly in their respective counties with the agents and representatives of the United States Department of Agriculture upon such terms and conditions as may be agreed upon between the agents of the Department of Agriculture and the commissioners court, and declaring an emergency,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,  
Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 363, A bill to be entitled "An Act to amend Section 3, Chapter 45, Acts of the Regular Session of the Thirty-second Legislature, so as to provide that no railroad company, terminal railroad company, suburban railroad company, or interurban railroad company, shall ever be permitted to build its main line nearer the shore line or water line of Aransas Harbor than four thousand feet except at the point where it may enter upon Harbor Island, and where it may enter upon the harbor, or at the point where it turns in to connect with terminal tracks, docks, wharves, shipyards, coal chutes and ap-

purtenances connecting with the harbor, and declaring an emergency,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 415, A bill to be entitled "An Act to repeal Chapter 93, of the Special Laws of the State of Texas passed by the Thirtieth Legislature, approved April 17, 1907, so far as same applies to Jasper county, and to repeal Chapter 95 of the Special Laws of the State of Texas, passed by the Thirty-first Legislature, approved March 16, 1909, and provided that the General Road Law of the State of Texas, shall be in effect in Jasper county,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 146, A bill to be entitled "An Act to amend an act of the Thirty-second Legislature entitled 'An Act to amend Article 21, Title 4, of the Revised Civil Statutes, and to amend an act passed by the Thirtieth Legislature creating the Sixth Supreme Judicial District of Texas, and to create the Seventh and Eighth Supreme Judicial Districts of Texas, and to create the Ninth Supreme Judicial District of Texas, and to provide for the organization of a Court of Civil Appeals within the Ninth Supreme Judicial District of Texas, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 97, A bill to be entitled "An Act validating charters and all charter amendments and all proceedings

for increasing the authorized capital stock of corporations organized under the terms of Chapter 117 of the General Laws of the Twenty-sixth Legislature of the State of Texas approved May 15, 1899, and declaring an emergency,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 319, A bill to be entitled "An Act to provide for the establishment and maintenance of an agricultural experiment station at Alta Loma, Texas, for the purpose of conducting experiments in fruits, vegetables, grains and other farm crops, and studying soil problems in Galveston county and contiguous counties in the Gulf coast region of Texas, and disseminating useful information, making necessary appropriation therefor, and declaring an emergency,"

And find same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 13, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 210, A bill to be entitled "An Act for the preventing of cruelty to animals; for the prevention of impounding same without food or water; providing for the sanitary and humane treatment of fowls or other birds; prescribing penalties; providing that agents and officers of the State Humane Society may make arrests, and may take charge of neglected, abandoned or cruelly treated animals, and destroy same under certain circumstances, and declaring an emergency,"

And find same correctly engrossed.

BRELSFORD, Chairman.

#### PETITIONS AND MEMORIALS.

By Senator Paulus:

Numerous petitions numerous signed requesting the Legislature to submit the question of amending the Constitution so that lands held for investment pur-

poses may be taxed on a basis equivalent to their full rental value, and also advocating that certain properties may be exempted from taxation by vote of the people.

By Senator Warren:

Petition signed numerously protesting against passage of legislation assessing high licenses against rural salesmen of medicine, stock foods, etc.

#### FORTY-SIXTH DAY.

Senate Chamber,  
Austin, Texas,  
Saturday, March 15, 1913.

The Senate met pursuant to adjournment and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Wiley.
McNealus.	

Absent.

Brelsford.	Real.
Conner.	Taylor.
Gibson.	Warren.
Greer.	Westbrook.
McGregor.	Willacy.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Weinert.

(See Appendix for petitions and memorials and standing committee reports.)

#### BILLS AND RESOLUTOINS.

By Senator Johnson:

Senate bill No. 457, A bill to be entitled "An Act to reorganize the Forty-sixth Judicial District and the Forty-seventh Judicial District and the Fiftieth Judicial District of the State of Texas, and creating the Seventy-sixth Judicial District in the State of Texas; to fix the time for holding the court of each of

said districts; to provide for the appointment of a district judge of the Seventy-sixth Judicial District, and a district attorney for the Forty-sixth Judicial District, and to make all process heretofore issued as well as all bonds and recognizances heretofore entered into to conform thereto; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senators Weinert, Carter, Murray, Paulus and Morrow:

Senate bill No. 458, A bill to be entitled "An Act providing for the formation and incorporation of rural credit unions or co-operative associations for the purpose of promoting thrift among their members, and to enable the members thereof, when in need, to obtain for productive purposes moderate loans of money for short periods and at reasonable rates of interest."

Read first time and referred to Committee on Insurance, Statistics and History.

By Senator Weinert:

Senate bill No. 459, A bill to be entitled "An Act to amend an act to create a more efficient road system for Gonzales county, Texas, and making the county commissioners ex-officio road commissioners, fixing their salaries and prescribing their duties and declaring an emergency, passed by the Regular Session of the Thirty-third Legislature and approved by the Governor March 5, A. D. 1913."

Read first time and referred to Committee on Roads, Bridges and Ferries.

(By Unanimous Consent.)

By Senator Watson:

Senate bill No. 460, A bill to be entitled "An Act to create a more efficient road system for Bastrop county, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Wiley:

Senate bill No. 461, A bill to be entitled "An Act authorizing and directing the Superintendent of Public Buildings and Grounds, with the approval of the Governor, to sell and convey certain tracts or parcels of land belonging to the State of Texas situated in the city of Austin, prescribing the manner and conditions of making sales thereof, and